

IN THE CLAIMS:

The text of all pending claims is set forth below. Please AMEND claims 1, 3 and 5 and CANCEL claim 4 in accordance with the following:

1. (CURRENTLY AMENDED) An EGR system for an internal combustion engine with a turbo-charger, comprising a first EGR passage for recirculating a part of the exhaust gas from the upstream side of a turbine of the turbo-charger to the downstream side of a compressor of the turbo-charger, wherein a second EGR passage, comprising an inlet, for recirculating a part of the exhaust gas from the downstream side of said turbine to the upstream side of said compressor, ~~a diesel particulate filter~~, a flow control means for controlling the exhaust gas flow in said first EGR passage and said second EGR passage, an exhaust gas purifying apparatus, and an EGR control means for controlling the flow control means based on data detected by an exhaust gas state monitoring means are provided,

wherein the second EGR passage is branched out on an upstream side of the exhaust gas purifying apparatus, and ~~the~~ diesel particulate filter is arranged in said second EGR passage, and the inlet of the second EGR passage is disposed on the upstream side of the exhaust gas purifying apparatus, the exhaust gas purifying apparatus comprising the diesel particulate filter and an NOx purifying catalyst converter.

2. (PREVIOUSLY PRESENTED) The EGR system for the internal combustion engine with a turbo-charger as claimed in claim 1, wherein the flow control means is composed of the first EGR valve arranged in said first EGR passage and the second EGR valve arranged in said second EGR passage, said exhaust gas state monitoring means being composed of an exhaust gas temperature sensor arranged in said exhaust passage, and the EGR control means controls the exhaust gas flow by controlling said first EGR valve and said second EGR valve to be open/closed based on the exhaust gas temperature detected by the exhaust gas temperature sensor.

3. (CURRENTLY AMENDED) An EGR system for an internal combustion engine with a turbo-charger, comprising a first EGR passage for recirculating a part of the exhaust gas from the upstream side of a turbine of the turbo-charger to the downstream side of a compressor of the turbo-charger, wherein a second EGR passage, comprising an inlet, for recirculating a part of the exhaust gas from the downstream side of said turbine to the upstream side of said compressor, ~~a diesel particulate filter~~, an exhaust gas purifying apparatus, a flow control means for controlling the exhaust gas flow in said first EGR passage and said second EGR passage,

wherein the flow control means is composed of the first EGR valve arranged in said first EGR passage and the second EGR valve arranged in said second EGR passage, ~~said an~~ exhaust gas state monitoring means being composed of an exhaust gas temperature sensor arranged in ~~said an~~ exhaust passage, an exhaust gas purifying apparatus, and the EGR control means ~~controls for controlling~~ the exhaust gas flow by controlling said first EGR valve and said second EGR valve to be open/closed based on the exhaust gas temperature detected by the exhaust gas temperature sensor,

wherein when said exhaust gas detection temperature is not higher than the regeneration temperature of said diesel particulate filter, said first EGR valve is controlled to be open, while said second EGR valve is controlled to be closed, when said exhaust gas detection temperature is higher than the regeneration temperature of said diesel particulate filter, said second EGR valve is controlled to be open, and ~~the a~~ diesel particulate filter is arranged in said second EGR passage, and the inlet of the second EGR passage is disposed on the upstream side of the exhaust gas purifying apparatus, the exhaust gas purifying apparatus comprising the diesel particulate filter and a NOx purifying catalyst converter.

4. (CANCELLED)

5. (CURRENTLY AMENDED) An EGR system for an internal combustion engine with a turbo-charger, comprising a first EGR passage for recirculating a part of the exhaust gas from the upstream side of a turbine of the turbo-charger to the downstream side of a compressor of the turbo-charger, wherein a second EGR passage, comprising an inlet, for recirculating a part of the exhaust gas from the upstream side of said turbine to the upstream side of said compressor, ~~a diesel particulate filter, an exhaust gas purifying apparatus~~, a flow control means for controlling the exhaust gas flow in said first EGR passage and said second EGR passage and an EGR control means for controlling the flow control means based on data detected by an exhaust gas state monitoring means are provided,

wherein an inlet of said second EGR passage is arranged at the upstream side of said turbine and ~~the a~~ diesel particulate filter is arranged in said second EGR passage, and the inlet of the second EGR passage is disposed on the upstream side of the exhaust gas purifying apparatus, the exhaust gas purifying apparatus comprising the diesel particulate filter and a NOx purifying catalyst converter.

6-8. (CANCELLED)